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Date of Deposit: May 19, 2003

Attorney Docket No. 21465-501 CIP2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Jonathan M. Rothberg, et al.

ASSIGNEE: CuraGen Corporation

SERIAL NUMBER: 09/814,338

EXAMINER: Young J. Kim

FILING DATE: March 21, 2001

ART UNIT: 1637

FOR: METHOD OF SEQUENCING A NUCLEIC ACID

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MAY 23 2003  
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Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith are the following documents:

1. Amendment and Response to Office Action (17 pages);
2. Check No. 1454 in the amount of \$465.00 to cover the extension of time;
3. Petition for Three-Month Extension of Time (1 pg.);
4. Return postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to address all telephone calls and correspondence to the undersigned at (212) 935-3000, New York, New York, Customer Number: 35437. A duplicate copy of this transmittal letter is enclosed.

The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21465-501 CIP2 (Customer Number: 35437).

Respectfully submitted,

*Eric Sinn*

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**AMENDMENT AND RESPONSE TO OFFICE ACTION**

In response to the November 19, 2002 Office Action in the above-identified case, Applicants submit the following response. Applicants also request a three month extension of time, up to and including May 19, 2003, to respond to the Office Action. The fee of \$465.00 for the extension is enclosed. While Applicants believe that no additional fees are required, the USPTO is authorized to charge or credit the undersigned Deposit Account No. 50-0311, Reference No. 21465-501-CIP2 for any additional fees needed.

**Amendment**

**In the Specification**

Please delete the section "Related Applications" on page 1 lines 3-5 and substitute the following:

**- -RELATED APPLICATIONS**

31 This application claims the benefit of priority to, and is a continuation-in-part of USSN 09/664,197, filed September 18, 2000, which is in turn a continuation-in-part of USSN 09/398,833, filed September 16, 1999, now U.S. Patent 6,274,320. The contents of USSN 09/664,197 and U.S. Patent 6,274,320 are incorporated herein by reference in their entirety. - -